

REMARKS

Following entry of the present amendment, claims 2-4, 6-9, and 15-20 remain in the application. Only claims 2, 6, 15, 18, and 19 are in independent form. Support for new claims 15-20 can be found on page 2 and 3 of the specification.

Claims 2-4 and 6-9 stand rejected under 35 U.S.C. §112, first paragraph, for allegedly lacking enablement for the "prevention" of GI disorders by employing the compounds set forth in the claims.

Applicants respectfully submit that claims 2-4 and 6-9 are enabled since it is well known in the art that compounds that have been shown to treat a particular disorder or condition can often be utilized as a prophylactic in the prevention of the onset of such disorders or conditions. Thus, since the compounds claimed in the present invention have been shown to treat gastrointestinal disorders, it follows that they would be of use as prophylactics in preventing the onset of gastrointestinal disorders. Accordingly, Applicants respectfully submit that claims 2-4 and 6-9 are enabled and reconsideration and withdrawal of the rejection of the claims under 35 U.S.C. §112, first paragraph is respectfully requested.

Claims 2-4 and 6-9 stand rejected under the judicially created doctrine of obviousness-type double patenting as allegedly being unpatentable over method claims 7 and 8 of co-pending application number 10/124,210, now United States Patent Number 6,596,900, in view of Bryans et al. (WO 99/21824). In response thereto, Applicants hereby provide a timely filed Terminal Disclaimer in compliance with 37 C.F.R. §1.321(c). Accordingly, Applicants respectfully submit that this rejection has been overcome.

In view of the present amendment and foregoing remarks, reconsideration of the rejection and advancement of the case to issue are respectfully requested.

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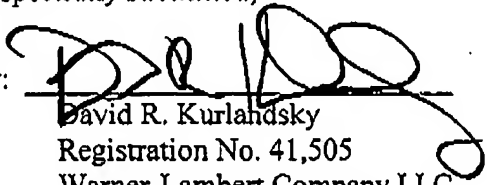
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The Commissioner is authorized to charge any fee or credit any over payment in connection with this communication to our Deposit Account No. 23-0455.

Respectfully submitted,

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